



January 12, 2007

SENATE BILL No. 40

DIGEST OF SB 40 (Updated January 10, 2007 3:21 pm - DI 71)

Citations Affected: IC 20-29; noncode.

Synopsis: Teachers on school committees. Limits the number of teachers that the exclusive representative may appoint to serve on statutory or locally created committees of a school corporation.

Effective: July 1, 2007.

Kenley

January 8, 2007, read first time and referred to Committee on Education and Career Development.
January 11, 2007, reported favorably — Do Pass.

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SB 40—LS 6220/DI 109+



January 12, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE BILL No. 40

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 20-29-6-7, AS ADDED BY P.L.1-2005, SECTION
2 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2007]: Sec. 7. (a) A school employer shall discuss with the exclusive
4 representative of certificated employees the items listed in subsection
5 (b).
6 (b) A school employer may but is not required to bargain
7 collectively, negotiate, or enter into a written contract concerning, be
8 subject to, or enter into impasse procedures on the following matters:
9 (1) Working conditions, other than those provided in section 4 of
10 this chapter.
11 (2) Curriculum development and revision.
12 (3) Textbook selection, **subject to subdivision (10) concerning**
13 **membership of teachers on a textbook adoption advisory**
14 **committee.**
15 (4) Teaching methods.
16 (5) Hiring, promotion, demotion, transfer, assignment, and
17 retention of certificated employees, and changes to any of the

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requirements set forth in IC 20-28-6 through IC 20-28-8.

(6) Student discipline.

(7) Expulsion or supervision of students.

(8) Pupil/teacher ratio.

(9) Class size or budget appropriations.

(10) Appointment by the exclusive representative of teachers to serve on statutory or locally created committees of the school corporation. A contract entered into under this section must provide that the percentage of teacher positions the exclusive representative may appoint to serve on a committee may not exceed the percentage of teachers in the school corporation who are members of the exclusive representative. If multiplying the number of teacher positions on the committee by the percentage of teachers in the school corporation who are members of the exclusive representative does not produce a whole number, the product must be rounded up to the nearest whole number. The percentage of positions applies to the number of teacher positions on a committee and not to the total number of positions on a committee.

(c) Items included in the 1972-1973 agreements between an employer school corporation and the school employee organization continue to be bargainable.

SECTION 2. [EFFECTIVE JULY 1, 2007] (a) IC 20-29-6-7(b)(10), as added by this act, applies only to a collective bargaining agreement between a school employer (as defined in IC 20-29-2-15) and an exclusive representative that is entered into after June 30, 2007.

(b) This SECTION expires June 30, 2010.

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COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 40, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 40 as introduced.)

LUBBERS, Chairperson

Committee Vote: Yeas 6, Nays 3.

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